

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND

SHOREGOOD WATER COMPANY,
INC., et al.

:

v.

CIVIL NO. RDB 08-2470

w :

U.S. BOTTLING COMPANY, et al.

:

O R D E R

Presently pending is the Plaintiffs' Motion to Disqualify Counsel for the Defendants (Paper #22). As the Defendants have filed a Motion to Dismiss Plaintiffs' derivative claims (Paper #20) which remains pending, the subject motion to disqualify is premature.

Accordingly, it is hereby ORDERED, this 6th day of February, 2009, that Plaintiff's Motion to Disqualify Counsel (Paper #22), is DENIED WITHOUT PREJUDUCE, at this time.

/s/

Richard D. Bennett
United States District Judge